

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 30, 2006

DIVISION ONE

B187434 Brooks (Certified for Publication)
v.
Shemaria

The judgment is reversed. Appellant(s) to recover costs.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

[illegible]

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B192596 Meta M. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

The order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

B185274 Romano (Not for Publication)
v.
Glieberman, Weise & Associates, Inc. et al.

The judgment is affirmed. Respondent shall recover costs on appeal.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

B188134 People (Not for Publication)
v.
Eddines

The judgment is affirmed.

Mallano, Acting P.J.

I concur: Jackson, J. (Assigned)
In concur in the judgment only: Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B188844 County of Los Angeles (Not for Publication)
v.
Ranger Insurance Company

The order under review is affirmed.

Mallano, Acting P.J.

I concur: Jackson, J. (Assigned)

I concur in the judgment only: Vogel (Miriam A.), J.

B193001 Zane S. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

The petition for an extraordinary writ is denied. Respondent court shall require DCFS to comply with the notice provisions in 25 United States Code section 1912, subdivision (a) before conducting a hearing in this case pursuant to section 366.26. The juvenile court shall continue the section 366.26 hearing as necessary to allow time for compliance with the ICWA's notice requirements. After such proper notice, if the daughters in this case are found to be subject to ICWA requirements, DCFS and the juvenile court shall comply with the terms of that act, and father will be entitled to petition the juvenile court to invalidate any existing orders which violated 25 United States Code sections 1911, 1912, and 1913.

Rothschild, J.

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B184675 Anneli H. Stevens (Not for Publication)

v.

Gregory M. Yoshida

The summary judgment is reversed and the matter is remanded to the trial court for further proceedings. Plaintiff is to recover her costs on appeal.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

B189621 Los Angeles County Department of (Not for Publication)

Children and Family Services

v.

Marilyn U.

The order of March 2, 2006, is affirmed.

Mallano, J.

I concur: Jackson, J. (Assigned)

I concur in the judgment only: Vogel (Miriam A.), J.

B180930 People (Not for Publication)

v.

Javier Torres

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

October 30, 2006 (Continued)

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Jackson, J., (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

B186552 People (Not for Publication)
v.
Ron Hitoshi Shigaura

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

B187969 People (Not for Publication)
v.
John Lyle Watts

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B187331 People (Not for Publication)

V.

Nardell Carter

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

B184179 People (Not for Publication)

V.

Mei Ling

The order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

B186663 People (Not for Publication)

V.

Jammies Bay

The probation fine orally imposed by the trial court is stricken, and the trial court is ordered to amend the abstract of judgment to reflect the finding under Penal Code section 186.22 on count 1 and to forward a copy of the amended abstract to the Department of Corrections. The judgment is affirmed.

Mallano, Acting P.J.

I concur: Jackson, J. (Assigned)

I concur in the judgment only: Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B186596 People (Not for Publication)

V.

William Francis Legras

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.

Vogel (Miriam A.), J.

B184491 People (Not for Publication)

V.

James Raphael Jacobs

The judgment is affirmed.

Mallano, Acting P.J.

I concur: Jackson, J. (Assigned)

I concur in the judgment only: Vogel (Miriam A.), J.

DIVISION THREE

B185651 People (Not for Publication)

V.

Gustavo Perez

The judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.

Kitching, J.

DIVISION THREE (Continued)

B186917 People (Not for Publication)
v.
Robert W. Malone

The concurrent two-year imposed on count 2 is ordered stayed pursuant to section 654. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B185651 People (Not for Publication)
v.
Gustavo Perez

The judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B184274 Jane Hemandy, a Minor, etc., et al
v.
Long Beach Unified School District and Brian Feely

Filed order modifying opinion. (No change in the judgment)

DIVISION FIVE

B185520 People (Not for Publication)

V.

Armando Roel

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.

Armstrong, J.

B179653 The U.D. Registry (Certified for Partial Publication)

V.

State of California

The September 9, 2004 judgment in case No. B179653 is reversed. The April 13, 2005 post-judgment order awarding attorney fees in case No. B186012 is affirmed. Upon issuance of the remittitur, the trial court is to issue a new injunction consistent with the views expressed in this appeal. Plaintiff, U.D. Registry, is to recover its costs incurred on appeal from defendants, State of California and Bill Lockyer. Any issue of attorney fees on appeal is to be pursued pursuant to rule 870.2(c) of the California Rules of Court.

Turner, P.J.

I concur: Kriegler, J.

I dissent and concur: Armstrong, J. (Opinion)

B184145 Amerus Life Insurance Co.

V.

Bank of America

Filed order modifying opinion. (No change in the judgment)

DIVISION SIX

[illegible]

The superior court shall modify the abstract of judgment to reflect 316 days of actual custody credit and 47 days of conduct credit, for a total of 363 days. A copy shall be sent to the Department of Corrections. As so modified, the judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

[illegible]

The abstract of judgment is modified to state that the 35 days of conduct credits were awarded under section 2933.1, rather than section 4019. As so modified, the judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B185962 People
v.
Moore

Filed order denying petition for rehearing.

DIVISION EIGHT (Continued)

[illegible]

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

B180504 People (Not for Publication)
v.
Gomez et al.,

We reverse and remand as to count one for further proceedings. In all other respects, the judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B185020 People (Not for Publication)
v.
Fuentes

The judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

DIVISION EIGHT (Continued)

B183120 People (Not for Publication)
v.
Berinti

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

B185752 People (Not for Publication)
v.
Mendoza

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Flier, J.

B165767 People
v.
Esquibel

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B180387 Tierney
v.
Stacey

Filed order denying petition for rehearing.

DIVISION EIGHT (Continued)

B188224 Burkle
 v.
 Burkle, et al.

B188735 Burkle
 v.
 Burkle

Filed order consolidating above captioned appeals.